

#5



PATENT
ATTORNEY DOCKET NO.: 041094-5027

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Takaaki CHOSOKABE et al.)
U.S. Application No.: 10/531,460) Group Art Unit: Unassigned
International Appln. Filing Date: May 19, 2003)
Date of National Stage Entry: April 15, 2005) Examiner: Unassigned

For: SINTERED COMPACT FOR THERMISTOR ELEMENT, PROCESS FOR PRODUCING THE SAME, THERMISTOR ELEMENT AND TEMPERATURE SENSOR

Commissioner of Patents
MAIL STOP PCT

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. § 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. This replies to the Notification of Missing Requirements (Form PCT/DO/EO/905) mailed October 5, 2005.

A copy of the Notification of Missing Requirements (Form PTC/DO/EO/905) is enclosed.

2. Declaration Or Oath

No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney.

The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

The PTO did not receive the following
listed item(s) page 4 of 0 ATMS

3. English Translation of Non-English Language Papers

- Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.
- Also enclosed is the Verification of Translation Document

4. Small Entity Statement(s)

- Applicant(s) hereby assert small entity status.

5. Fee Calculation

Basic Fee: PCT Application-\$920.00				Previously Paid
	Number Filed	Number Extra	at a Rate of	
Total Claims	12 - 20 =	0	\$18.00 each=	Previously Paid
Independent Claims	5 - 3 =	2	\$86.00 each=	Previously Paid
Multiple dependent claim(s), if any			\$290.00	
Missing Requirements Surcharge Fee			\$130.00	\$130.00
SUB-TOTAL =				\$130.00
Fee For Application Filed With A Non-English Specification (37 C.F.R. § 1.17(k) and § 1.52(d))			\$130.00	
Fee For Processing and retention of application (37 C.F.R. § 1.21(l) and § 1.53(d))			\$130.00	
TOTAL FILING FEE =				\$130.00

6. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. §§ 1.17(a)-(d), for the total number of months checked below:

<u>Total months requested</u>	<u>Fee for extension</u>	<u>[fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$1,005.00

Extension of time fee due with this request: \$0

If an additional extension of time is required, please consider this a Petition therefor.

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

7. Fee Payment

The total fee due is: Completion Fees \$130.00
 Assignment Fees \$40.00
 Total Fee Due \$170.00

The Commissioner is hereby authorized to charge the total fee due to Deposit Account 50-0310.

11/14/2005 GFREY1 00000059 500310 10531460

01 FC:1617 130.00 DA

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

8. Additional papers enclosed.

- Assignment & PTO 1595 Cover Sheet
- Preliminary Amendment
- PCT/IB/338 English translation of the International preliminary Examination Report
- Information Disclosure Statement
- Form PTO-1449, 3 documents as listed
- Declaration of Biological Deposit
- Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Robert J. Goodell, Reg. No. 41,040

Date: November 8, 2005

Customer No. 09629

MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: (202) 739-3000
Facsimile: (202) 739-3001

Rec'd PCT/PTO 08 NOV 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Adm. Commis. Nek for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/531,460	Takaaki Chosokabe	041094-5027
INTERNATIONAL APPLICATION NO.		
PCT/JP03/06231		
I.A. FILING DATE		PRIORITY DATE
05/19/2003		11/18/2002
CONFIRMATION NO. 7012		
371 FORMALITIES LETTER		
 *OC000000017034508*		

09629
 MORGAN LEWIS & BOCKIUS LLP
 1111 PENNSYLVANIA AVENUE NW
 WASHINGTON, DC 20004
Postmark 10/11/05 Attorney RJB
 Case 41094-5027
 Due Date December 5, 2005
 Action Missing Requirements
 by (GD) BR

Date Mailed: 10/05/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/15/2005
- English Translation of the IA filed on 04/15/2005
- Copy of the International Search Report filed on 04/15/2005
- Information Disclosure Statements filed on 04/15/2005
- Request for Immediate Examination filed on 04/15/2005
- Copy of references cited in ISR filed on 04/15/2005
- U.S. Basic National Fees filed on 04/15/2005
- Priority Documents filed on 04/15/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

RECEIVED
 OCT 10 2005

MORGAN, LEWIS & BOCKIUS LLP

- \$130 Surcharge.

Rec'd PCT/PTO 08 NOV 2005

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,460	PCT/JP03/06231	041094-5027

FORM PCT/DO/EO/905 (371 Formalities Notice)